

2773700

(AC4)

(sch pmt 2/8/12)

FY12 FY12 FY12



B2001129178

PAYMENT ESTIMATE - CONTRACT PERFORMANCE For use of this form, see ER 37-2-10 and ER 37-345-10.			1. INVOICE RECEIVED DATE 17-Jan-12 PAYMENT DUE DATE 16-Feb-12		4. DISTRICT New York	
2. CONTRACTOR AND ADDRESS LATA- Bay West Environmental Response (Code 3JM16) 2424 Louisiana Blvd. Ste 400 Albuquerque, NM 87110			3. CONTRACT NO. W912DQ-10-D-3014 Task Order 001		7. REQUIRED COMPLETION DATE 6-Jun-16	
5. DESCRIPTION OF WORK Cornell Dubilier Electronics Superfund Site, Operable Unit 2 - Soil Remediation Waste Transportation and Disposal Services			6. APPROPRIATION AND PROJECT 68 20 X 8145.0000 E3 2008 00 0000 012166 000000 3230 29K089 35965H		11. ESTIMATE NO. 1112B001-004	
8. LOCATION 333 Hamilton Blvd, South Plainfield, New Jersey 07080			9. PERIOD COVERED BY THIS ESTIMATE FROM 29-Nov-11 THRU 30-Dec-11		10. JOB ORDER NO. 01	
ITEM NO. a	b	CONTRACT			TOTAL TO DATE	
		QUANTITY AND UNIT c	UNIT PRICE d	AMOUNT e	QUANTITY AND UNIT f	AMOUNT g
	ACRN AA 68 20 X 8145.0000 E3 2008 00 0000 012166 000000 3230 29K089 35965H	Ex. 4 - CBI			Ex. 4 - CBI	
0001	Work Plans			\$54,157.00		\$43,325.60
0002	General Conditions			\$78,634.00		\$31,453.60
0003	Characterization, Transportation & Off Site Disposal of TSCA Soil and/or Debris (PCBs greater than or equal to 50 ppm)			\$3,442,000.00		\$3,442,000.00
0004	Characterization, Transportation & Off Site Disposal of TSCA Soil and/or Debris (PCBs greater than or equal to 50 ppm)			\$1,721,000.00		\$1,721,000.00
0005	Characterization, Transportation & Off Site Disposal of TSCA Soil and/or Debris (PCBs greater than or equal to 50 ppm)			\$1,170,280.00		\$1,145,003.67
0007	Characterization, Transportation & Off Site Disposal of RCRA/TSCA Soil and/or Debris (VOCs Greater than or equal to 500 ppm)			\$1,160,055.00		\$0.00
INCLUDES MODIFICATIONS		18% EARNING TO DATE	TOTAL CONTRACT:		TOTAL EARNINGS TO DATE:	
THRU: 03		0% LESS STORED MATERIAL	\$7,626,126.00		\$6,382,782.87	
REMARKS						
12. PRESENTED FOR PAYMENT PAYEE LATA- Bay West Environmental Response 999 Central Avenue, Suite 300 Los Alamos, NM 87544 DATE 17-Jan-12 SIGNATURE <i>Shannon Boyd</i> TITLE Project Manager			14. A. PREVIOUS RETAINED PERCENTAGE \$0.00 B. PREVIOUS OTHER DEDUCTIONS \$0.00 C. PREVIOUS LIQUIDATED DAMAGES \$0.00 D. PREVIOUS PAYMENTS \$5,006,261.68 E. PREVIOUS EARNINGS (A+B+C+D) \$5,006,261.68 F. EARNINGS THIS PERIOD (TOTAL EARNINGS TO DATE MINUS E) \$1,376,521.19 G. LESS RETAINED PERCENTAGE \$0.00 H. LESS OTHER DEDUCTIONS \$0.00 I. TOTAL DEDUCTIONS THIS PERIOD (G+H) \$0.00 J. RETAINAGE REFUND \$0.00 K. OTHER REFUNDS \$0.00 L. TOTAL REFUNDS THIS PERIOD (J+K) \$0.00 M. LIQUIDATED DAMAGES THIS PERIOD \$0.00 N. AMOUNT DUE CONTRACTOR (F-I+L-M) \$1,376,521.19			
13. APPROVED FOR PAYMENT (Government) I CERTIFY that I have checked the quantities covered by this bill or estimate; that the work was actually performed; that the quantities are correct and consistent with all previous computations as actually checked; that the quantities and amounts are wholly consistent with the requirements of the contract or other instrument involved. SIGNATURE <i>Patrick Neysand</i> TITLE Contracting Officer Representative DATE 25 Jan 2012			15. TOTALS TO DATE - ALL INVOICES RETAINED PERCENTAGE (A+G-J) \$0.00 LIQ DAMAGES (C+M) \$0.00 OTHER DEDUCTIONS (B+H-K) \$0.00 PAID TO DATE (D+N) \$6,382,782.87			

ENG Form 93 1 MAR 78

PREVIOUS EDITION OF THIS FORM IS OBSOLETE

AUDITED BY *Jan 1/30/12*IFMS INPUT *g*CERTIFIED BY *do*DATE CERTIFIED *1/31/12*

DW96942166 (SF)

Sheet 1 of 1				
PROMPT PAYMENT CERTIFICATION AND SUPPORTING DATA FOR CONTRACTOR PAYMENT INVOICE				
Contractor Name and Address LATA-Baywest Environmental Response 2424 Louisiana Blvd. Suite 400 Albuquerque, NM 87110	Contract No. W912DQ-10-D-3014 Order 001	Task	Est. No 4	1/17/2012
	Discount Terms			
Designated Contractor Official and Address for Payment		Defective Invoice Notification (Name, Title, Telephone)		
Description & Location of Work Cornell-Dubilier Superfund Site OU-2 Soils, South Plainfield New Jersey 07080	Shannon Lloyd Project Manager 2424 Louisiana Blvd. Albuquerque, NM 87110		Patrick Nejand Project Manager 333 Hamilton Blvd. South Plainfield, NJ 908-769-1601	

I hereby certify, to the best of my knowledge and belief, that:

The amounts requested are only for performance in accordance with the Specifications, terms, and conditions of the contract.

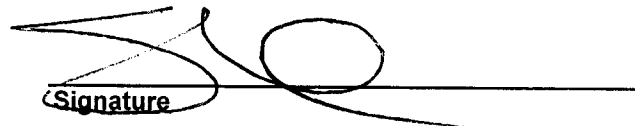
Payments to subcontractors and vendors have been made from previous payments received under the contract and timely payments will be made from proceeds of the payment covered by this certification, in accordance with the subcontract agreements and the requirements of Chapter 39 of Title 31, United States Code.

This request for progress payments does not include any amounts which the prime contractor intends to withhold or retain from a subcontractor or supplier in accordance with the terms and conditions of the subcontract.

All required prime and subcontractor payrolls have been submitted

Shannon Lloyd
Name

Project Manager
Title


Signature

17-Jan-12
Date

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE J		PAGE OF PAGES 1 5	
2. AMENDMENT/MODIFICATION NO. 03		3. EFFECTIVE DATE 27-Oct-2011		4. REQUISITION/PURCHASE REQ. NO. SEE SCHEDULE		5. PROJECT NO. (If applicable)	
6. ISSUED BY USACE, KANSAS CITY FEDERAL BLDG CT-H 601 E 12TH ST RM 647 KANSAS CITY MO 64108-2896		CODE W912DQ		7. ADMINISTERED BY (If other than item 6) See Item 6			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code) LATA-BAY WEST ENVIRONMENTAL RESPONSE DAN CARLSON 241 LOUISIANA BLVD NE STE 400 ALBUQUERQUE NM 87110-4334				9A. AMENDMENT OF SOLICITATION NO.			
				9B. DATED (SEE ITEM 11)			
				X 10A. MOD. OF CONTRACT/ORDER NO. W912DQ-10-D-3014-0001			
				X 10B. DATED (SEE ITEM 13) 07-Jun-2011			
CODE 5JM16		FACILITY CODE 5JM16					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required) See Schedule							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACT ORDERS IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
X C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR 52.243-1 Changes Fixed Price							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contract or <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) Modification Control Number: g5cthnm12100 A. NECESSITY FOR THE CHANGE The purpose of the modification is to exercise Option 0005 and 0007.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print) Dale Goralczyk, Manager, Contracts				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) LYNN M THOMAS / CONTRACTING OFFICER TEL: 816-889-3342 EMAIL: shellythomas@mw02.usace.army.mil			
15B. CONTRACTOR/OFFEROR Dale Goralczyk (Signature of person authorized to sign)		15C. DATE SIGNED 28-Oct-2011		16B. UNITED STATES OF AMERICA BY Lynn Michelle Thomas (Signature of Contracting Officer)		16C. DATE SIGNED 27-Oct-2011	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

The following items are applicable to this modification:

CONTINUATION PAGE

Los Alamos Technical Associates, Inc.
2400 Louisiana Boulevard NE
Albuquerque NM 87110-8342

TIN: 85-0241011
SDVO

Project Manager: Ken Maas, Kenneth.E.Maas@usace.army.mil, 816-389-3709
Contract Specialist: Heather Morrow Heather.N.Morrow@usace.army.mil, 816-389-3320

12. ACCOUNTING AND APPROPORATION DATA (Continued)

68 20 X 8145.0000 E3 2008 00 0000 012166 000000 3230 29K089 35965H \$2,330,335.00

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Continued)

- A. **NECESSITY FOR THE CHANGE:** The purpose of the modification is to exercise Option 0005 and 0007.
- B. **THE CHANGE:** To exercised Priced Option 0005 and Priced Option 0007.
- C. **TYPE OF ACTION:** This action is for a Firm Fixed Price Task Order.
- D. **NOTICE TO PROCEED (NTP):** on Priced Options 0005 and 0007 ONLY. Options may be exercised at the Government discretion.
- E. **TIME:** The contractor shall complete all work and services in accordance with the project schedule. The task order will expire on 06 June 2016.
- F. **PAYMENT:** Upon completion and acceptance of the work and services required by this Task Order, the Contractor shall be paid TWO MILLION, THREE-HUNDRED THIRTY THOUSAND, THREE-HUNDRED THIRTY-FIVE DOLLARS AND NO CENTS (\$2,330,335.00), less any payments previously made.
 - 1. Exercise Priced Option 0005: Characterization, Transportation & Off-Site Disposal of TSCA Soil and / or debris (PCBs \geq 50 ppm),(Priced Option B, Work Item 005). Upon completion and acceptance of all work and services required for this option (if exercised in writing by the Contracting Officer), the Contractor shall be paid the sum of ONE MILLION ONE HUNDRED SEVENTY THOUSAND TWO HUNDRED EIGHTY AND NO CENTS (\$1,170,280.00), less any partial payments previously made therefore.
 - 2. Exercise Priced Option 0007: Characterization, Transportation & Off-Site Disposal of Mixed TSCA & RCRA Soil and / or debris (VOCs \leq 500 ppm), (Priced Option D, Work Item 007). Upon completion and acceptance of all work and services required for this option (if exercised in writing by the Contracting Officer), the Contractor shall be paid the sum of ONE MILLION ONE HUNDRED SIXTY THOUSAND FIFTY FIVE AND NO CENTS (\$1,160,055.00), less any partial payments previously made therefore.

Fuel charges were calculated referencing the Department of Energy's national average price, fuel cost may be adjusted according to FAR Subpart 216.203-4.

G. INVOICES: Invoices should be sent to the following:

U.S. Army Corps of Engineers
ATTN: CENWK-EC-DT/Payment Coordinator
601 St 12th Street
Kansas City, MO 64106-2896

H. Total obligation for this modification is \$2,330,335.00.

I. The total obligated amount of the task order is increased by \$2,330,335.00, from \$5,295,791.00 to \$7,626,126.00.

J. All other terms and conditions remain unchanged.

SUMMARY OF CHANGES

SECTION A - SOLICITATION/CONTRACT FORM

The total cost of this contract was increased by \$2,330,335.00 from \$5,295,791.00 to \$7,626,126.00.

SECTION B - SUPPLIES OR SERVICES AND PRICES

CLIN 0005

The CLIN extended description has changed from Priced Option B Characterization, Transportation & Off-Site Disposal of TSCA Soil and or Debris (PCBs > 50 ppm) Priced Option B, Work Item 005. Fuel charge will be negotiated per option. to Priced Option 0005: Characterization, Transportation & Off-Site Disposal of TSCA Soil and / or debris (PCBs > 50 ppm),(Priced Option B, Work Item 005)..

The pricing detail quantity has decreased by 3,200.00 from 10,000.00 to 6,800.00.

The option status has changed from Option to No Status.

The total cost of this line item has decreased by \$550,720.00 from \$1,721,000.00 to \$1,170,280.00.

CLIN 0007

The CLIN extended description has changed from Priced Option D Characterization, Transportation & Off-Site Disposal of TSCA & RCRA Soil and or DEbris (VOC's < 500 ppm) Priced Option D, Work Item 007. Fuel charge will be negotiated per option - this option is subject to change. to Priced Option 0007: Characterization, Transportation & Off-Site Disposal of Mixed TSCA & RCRA Soil and / or debris (VOCs < 500 ppm), (Priced Option D, Work Item 007.

The pricing detail quantity has decreased by 3,500.00 from 5,000.00 to 1,500.00.

The unit price amount has increased by \$158.54 from \$614.83 to \$773.37.

The option status has changed from Option to No Status.

The total cost of this line item has decreased by \$1,914,095.00 from \$3,074,150.00 to \$1,160,055.00.

SECTION F - DELIVERIES OR PERFORMANCE

The following Delivery Schedule item for CLIN 0005 has been changed from:

DELIVERY DATE	QUANTITY	SHIP TO ADDRESS	UIC
POP 07-JUN-2011 TO 06-JUN-2016	N/A	USACE, KANSAS CITY KENNETH E MAAS ENVIRONMENTAL ENGINEERING 610 FEDERAL BLDG KANSAS CITY MO 64106-2896 816-389-3709 FOB: Destination	966419

To:

DELIVERY DATE	QUANTITY	SHIP TO ADDRESS	UIC
POP 07-JUN-2011 TO 06-JUN-2016	N/A	USACE, KANSAS CITY KENNETH E MAAS ENVIRONMENTAL ENGINEERING 610 FEDERAL BLDG KANSAS CITY MO 64106-2896 816-389-3709 FOB: Destination	966419

The following Delivery Schedule item for CLIN 0007 has been changed from:

DELIVERY DATE	QUANTITY	SHIP TO ADDRESS	UIC
POP 07-JUN-2011 TO 06-JUN-2016	N/A	USACE, KANSAS CITY KENNETH E MAAS ENVIRONMENTAL ENGINEERING 610 FEDERAL BLDG KANSAS CITY MO 64106-2896 816-389-3709 FOB: Destination	966419

To:

DELIVERY DATE	QUANTITY	SHIP TO ADDRESS	UIC
POP 07-JUN-2011 TO 06-JUN-2016	N/A	USACE, KANSAS CITY KENNETH E MAAS ENVIRONMENTAL ENGINEERING 610 FEDERAL BLDG KANSAS CITY MO 64106-2896 816-389-3709 FOB: Destination	966419

SECTION G - CONTRACT ADMINISTRATION DATA

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by \$2,330,335.00 from \$5,295,791.00 to \$7,626,126.00.

CLIN 0005:

AA: 68 20 X 8145.000 E3 2008 00 0000 012166 00000 3250 29K089 NA 35965H (CIN W16ROE11235370000005) was increased by \$1,170,280.00 from \$0.00 to \$1,170,280.00

The contract ACRN AA has been added.

The CIN W16ROE11235370000005 has been added.

CLIN 0007:

AA: 68 20 X 8145.000 E3 2008 00 0000 012166 00000 3250 29K089 NA 35965H (CIN W16ROE11235370000007) was increased by \$1,160,055.00 from \$0.00 to \$1,160,055.00

The contract ACRN AA has been added.

The CIN W16ROE11235370000007 has been added.

(End of Summary of Changes)

25 January 2012

LETTER OF TRANSMITTAL

IAG NUMBER: RA DW96-942166-01-0A = **\$1,376,521.19**
68-20X8145.0000

PAYMENT NUMBER FOUR (04)


REFERENCE: Remedial Action at Cornell-Dubilier Electronics Superfund Site
Operable Unit Number 2 (Transportation and Disposal Services)
South Plainfield, Middlesex County, New Jersey

CONTRACT: **W912DQ-10-D-3014, Task Order No. 0002**
LATA-BAY WEST ENVIRONMENTAL RESPONSE

AMOUNT: **\$1,376,521.19**

FROM: US Army Corps of Engineers
Environmental Residency
Attn: Patrick Nejand
214 State Hwy 18 North
East Brunswick, NJ 08816

TO: US Environmental Protection Agency
Cincinnati Financial Management Center
MS 002
26 W Martin Luther King Drive
Cincinnati, Ohio 45268-7002
Attn: Mr. Jeffrey J. Marsala (513) 487-2056
Fax No. (513) 487-2063


Signature: 
Patrick C. Nejand (Phone No. 732-846-5830)
Project Engineer
Contracting Officer Representative, USACE

Date: 25 Jan 2012

Prompt Payment Date: 8 Feb 2012

Please return a signed copy to the address above. Thank You.

Received by:

Signature: 
Jefferey J. Marsala, USEPA

Date: 1/29/12

Intergovernmental Document On-line Tracking System (IDOTS)

Interagency Agreement (IA) No. DW96942166

Invoice No. EST#4

Site/Project	Site Name	Amount
02GZRA02	CORNELL-DUBILIER ELECTRONICS, INC.	\$1,376,521.19

Total Invoice Amount: \$1,376,521.19

SCORPIOS Proof of Payment

VENDOR CODE: 2773700

TRANS CODE: PV

VOUCHER NO: EST#4

NAME: lata baywest, llc

NO CHECK DISB FLAG: C

PROMPT PAY TYPE:

APPROVED BY:

DESCRIPTION: CONVERSION

VOUCHER TYPE: C

CHECK TYPE:

D. O. : KC00

AGREEMENT #:

SCHD FISC YR: 2012

SCHD CAT:

SCHD TYPE: C

SCHD NO: AVC120030

VOUCHER DATE: 01/25/2012

VOUCHER AMT: 1,376,521.19

SCHD DATE: 02/06/2012

HOLDBACK AMT: 0.00

CLOSED DATE: 02/06/2012

CLOSED AMT: 1,376,521.19

SUBMITTING SFO: 27

OUTSTANDING AMT:

AGENCY HEAD APRVL:

IN TRANSIT AMT: 0.00

COMMENTS TO PRINT: DW96942166 EST#4 W912DQ10D3014 TO0001

DIRECT DISB NUMBER:

FY: 2012

SCHEDULE CAT:

SCHEDULE TYPE: C

SCHEDULE NUMBER: AVC120030

INDICATORS -

TREAS ACT: C

POST TREAS ACT: T

POST DETAILS: T

EXP: F

BACKOUT: F

-----PAYMENT VOUCHER-----

VENDOR CODE	TC	NUMBER	ADV NUM	LN	SITE ID	PAYMENT AMOUNT	CHECK NUMBER
2773700	PV	B2001129178		1	02GZ	1,376,521.19	01155003